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Attorneys for Defendants AMERICAN
DISCOUNT SECURITY AND DAUD
WARDAK

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Case No. C 07 06205 (TEH)

KEVIN WALKER, Plaintiff,
v.
CITY OF HAYWARD, et al., Defendants.

STIPULATION RE: PLAINTIFF'S
DEPOSITION OF HAYWARD POLICE
DEPARTMENT'S PERSON MOST
KNOWLEDGEABLE, RECORDS
RETENTION SCHEDULE AS TO USE OF
FORCE REPORTS [F
RCP 30(b)(6)] AND PROPOSED
ORDER

Plaintiff Kevin Walker, and Defendants City of Hayward ("City"), Officer Art Thoms,
Officer Scott Lungert, Officer Zachary Hoyer, American Discount Security ("ADS"), and Daud
Wardak through their respective attorneys of record, stipulate to the following order:

1. Pursuant to Federal Rules of Civil Procedure 30(b)(6), Plaintiff issued a Notice of
Deposition to the Hayward Police Department ("HPD") to depose the person most knowledgeable
("PMK") regarding HPD's Records Retention Schedule as to Use of Force Reports, with a
deposition date of October 28, 2009.

2. On October 23, 2009, HPD produced Marva Hickman, its Records Manager and Custodian of Records for a deposition.

3. However, Ms. Hickman did not have personal knowledge of the practices of the HPD Office of Ethical Standards relating to the retention of such Use of Force reports.

4. Due to calendar conflicts, the parties hereby stipulate that Plaintiff may take the deposition of the HPD PMK regarding its Records Retention Schedule as to Use of Force Reports, at a date and time mutually convenient to the parties, and the PMK, on or before the close of expert discovery in the within action.

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

DATED: November 10, 2009 /s/ _____
Jivaka Candappa
Attorneys for Plaintiff Kevin Walker

DATED: November 10, 2009 /s/ _____
Randolph S. Hom
Attorneys for Defendants City of Hayward,
Art Thoms, Scott Lunger, and Zachary Hoyer

DATED: November 10, 2009 /s/ _____
James Murray
Attorney for Defendants American Discount
Security and Daud Wardak

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: November 17, 2009

The Honorable Thelton
United States District Court
Edward M. Chen, U.S. District Judge

